

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

INNER-TITE CORP.,

Plaintiff

v.

DEWALCH TECHNOLOGIES, INC.,

Defendant.

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CIVIL ACTION NO. 04-40219 FDS

DEFENDANT'S CERTIFICATION
PURSUANT TO LOCAL RULE 16.1(d)(3)

The undersigned counsel and authorized representative of defendant DeWalch Technologies, Inc. ("DeWalch") hereby certify that DeWalch and its counsel have conferred (a) with a view to establishing a budget for the cost of conducting the full course – and various alternative courses – of the litigation; and (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outline in Local Rule 16.4.

Respectfully submitted,

DEWALCH TECHNOLOGIES, INC.

VINSON & ELKINS, L.L.P.

/S/Binz DeWalch

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